

II. REMARKS

1. Claims 1-26 remain in the application.

2. Applicants respectfully submit that claims 1-26 are patentable over the combination of Murai (US 5,592,307) in view of Ozaki et al. (US 5,933,478).

The combination of Murai and Ozaki fails to disclose or suggest that a first portion, or at least a portion, of the second image transfer menu is stored in the computer, as recited by claims 1 and 5.

The Office Action correctly points out that Murai fails to disclose or suggest this feature.

Applicants submit that Ozaki also fails to disclose or suggest this feature. Ozaki discloses a handheld device that receives a fax arrival message from a communication server. Figure 30 shows a display example of messages shown in Figure 29 and Figure 29 shows exemplary messages transmitted from the communication server to the handheld device.

There is no indication or suggestion in Figure 29 that any message from the communication server includes a menu stored on a computer. Figure 30 shows a question "Read Fax Image?" and two buttons labeled "Now" and "Later," but there is nothing in Ozaki that indicates that these relate to a second type of image transfer menu, available for display, having a first portion stored in the computer. Furthermore, there is nothing in Ozaki that indicates that the question or response buttons are stored in the communication server.

To the contrary, column 12, lines 1-16 of Ozaki disclose presenting a user with file fetching options by executing a program stored in storage unit 104 of the handheld terminal device.

Thus, Ozaki actually teaches away from this feature of the present invention.

At least for these reasons, Applicants respectfully submit that neither Murai nor Ozaki discloses or suggests this feature and therefore the combination of Murai and Ozaki fails to disclose all the features of claims 1 and 5.

Claims 2-4 and 6-13 depend from claims 1 or 5 and therefore claims 1-13 are patentable over the cited combination.

The combination of Murai and Ozaki fails to disclose or suggest a transfer device that receives instructions from the computer that program the device to load the second one of the menus, as recited by claims 14 and 23.

There is no disclosure in Murai related to sending instructions from the computer that program the fax to load a second menu.

The operation of the fax 2 in Murai is remarkably different from the present invention. Column 66, lines 12-50, describe how as mode key 174 is pressed, CPU 200 retrieves every mode from ROM 204 in turn regardless of a computer connection and then makes a decision to display the mode or to retrieve the next mode depending on whether a computer is connected. There is no disclosure related to receiving instructions from the computer that program an image transfer device to load a second menu.

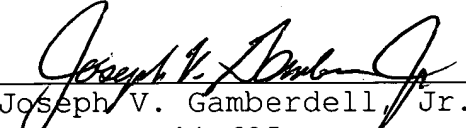
As mentioned above, Ozaki only discloses presenting users with file fetching options by executing a program stored in the handheld terminal device.

At least for these reasons, Applicants respectfully submit that independent claims 14 and 23, and dependent claims 15-18 and 24-26 are patentable over the combination of Murai and Ozaki.

For all of the foregoing reasons, it is respectfully submitted that all of the claims now present in the application are clearly novel and patentable over the prior art of record, and are in proper form for allowance. Accordingly, favorable reconsideration and allowance is respectfully requested. Should any unresolved issues remain, the Examiner is invited to call Applicants' attorney at the telephone number indicated below.

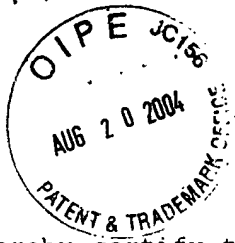
The Commissioner is hereby authorized to charge payment for any fees associated with this communication or credit any over payment to Deposit Account No. 16-1350.

Respectfully submitted,


Joseph V. Gamberdell, Jr.
Reg. No. 44,695

18 August 2004
Date

Perman & Green, LLP
425 Post Road
Fairfield, CT 06824
(203) 259-1800
Customer No.: 2512



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